

1 JOSEPH P. RUSSONIELLO (CSBN 44332)
United States Attorney

2 BRIAN J. STRETCH (CSBN 163973)
3 Chief, Criminal Division

4 PETER B. AXELROD (CSBN 190843)
5 LAUREL BEELER (CSBN 187656)
Assistant United States Attorneys

6 450 Golden Gate Avenue, Box 36055
7 San Francisco, California 94102
Telephone: (415) 436-6774
8 Facsimile: (415) 436-7234
Peter.Axelrod@usdoj.gov

9 Attorneys for Plaintiff

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

13 UNITED STATES OF AMERICA,

14 Plaintiff,

15 v.

16 SUNG YONG KIM,

17 Defendant.

No. CR 05-00395 CRB

NOTICE OF DISMISSAL

(San Francisco Venue)

18 With leave of the Court, and pursuant to Federal Rule of Criminal Procedure 48(a), the
19 United States Attorney for the Northern District of California dismisses the above indictment
20 with respect to defendant Sung Yong Kim without prejudice.

21 DATED: 1-12-09

Respectfully submitted,

22 JOSEPH P. RUSSONIELLO
23 United States Attorney

24 BRIAN STRETCH
25 Chief, Criminal Division

26 LEAVE GRANTED:

27 CHARLES R. BREYER
28 United States District Judge

Signed: January 14, 2009

NOTICE OF DISMISSAL (CR 05-395 CRB)

FILED

JAN 14 2009

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA